1949. **File No.** O. Rd. Transport 4.9

Legal Department

A **BRANCH**

Subject:— Opinions under the Road Transport Corporation Act 1948

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File No. O. Rd. Transport 1/49

667-A

C O N T E N T S.

Legal Department File No. O. Road Transport /49.

Sr. No.	R.I./O.NO.	Subject.	Pages.
		Road Transport Corporation Act, 1950.	
1.	R.I.No. 19583/49 O.No. 14115 6.12.49.	Whether ther is any legal objection to continue the present arrangements in respect of accounts and audit up to the end of the current - financial year even after the state Transport Corporation starts functioning	1-6

V.M.D./5-6
Sc.

Legal Department.

In the letter of the Provincial Motor Transport Controller, dated the 11th November 1949, the P.M.T. C. states that it would take time to obtain approval of the Government to the various forms of accounting and audit procedure in accordance with provisions of Chapter III of the State Transport Notification and suggests that the existing banking, accounting and auditing arrangements may be allowed to be continued as at present till the 31st of March 1950. This suggestion of the Provincial Motor Transport Controller cannot be given effect to under the present clauses of Chapter III. It will, however, be necessary to amend Chapter III by having a transitory provision to that effect. At the same time, it is necessary to amend Chapter III by having a transitory provision to that effect. At the same time, it is necessary to amend clause 27 of the Notification which requires that the Board shall prepare its budget in October, each year. A draft Notification is herewith appended for the purpose

2. In regard to the handing over of the assests of the State Transport Department to the Corporation, it should be done by means of an executive order.

Sd/- J.N. Dhurandar.
6-12
Additional Secretary to
Government.

U.R. to Home Department No . 14115 , Sik dated 6th December 1949

V.M.D./5-6
4c.

NOTIFICATION.

Home Department,

Bombay Castle, December 1949.

No. .- In exercise of the powers vesting in the Government of Bombay under the Road Transport Corporation Act, 1948, the Government of Bombay is hereby pleased to amend Government Notification No. 1780/5 dated the 16th November 1949, as follows:-

1. In clause 27 of the said notification the following proviso shall be added at the end, namely:-

" Provided that the budget for the year 1950-1951 shall be prepared and submitted by the Board to the Provincial Government on or before 31st January 1950 ."

2. After clause 33 of the said notification the following new clause shall be added, namely:-

"34. Transitory provisions .- Notwithstanding anything contained in the foregoing provisions of this Chapter, until the 31st day of March 1950 or until such earlier or later date as the Provincial Government may specify in this behalf, -

(a) all moneys realised or received by the Corporation shall be credited,

(b) all expenditure shall be made by the Corporation in the exercise of its powers or the performance of its functions and duties under the provisions of the notification,

(c) the accounts of moneys realised or received and of the expenditure made therefrom shall be kept and the audit thereof shall be made,

in the same manner in which the same was credited

made or kept, as the case may be, with respect to the State Transport Department of the Provincial Government immediately before the 8th December 1949 and all powers, functions and duties of the Corporation in regard to ~~in~~ its finance, accounts and audit shall be exercised or performed subject to the same rules, regulations and orders which were immediately in force before the aforesaid date in regard to the powers, functions and duties of the State Transport Department of the Provincial Government.

By order of the Governor of Bombay.

Secretary to Government.

V.M.D./5-6
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